

Practitioner's Docket No. 100604.0027US

*JHG*  
CHAPTER II

## IN THE UNITED STATES ELECTED OFFICE (EO/US)

PCT/US00/08169	27 March 2000 (27.03.00)	27 March 2000 (27.03.00)
International Application Number	International Filing Date	International Earliest Priority Date

TITLE OF INVENTION: SYSTEMS AND METHODS OF VIRAL MARKETING

APPLICANT(S): MCEWAN, et al.

**Box PCT**  
**Assistant Commissioner for Patents**  
**Washington, D.C. 20231**  
**ATTENTION: EO/US**

**COMPLETION OF FILING REQUIREMENTS  
FOR INTERNATIONAL APPLICATION ENTERING U.S. NATIONAL STAGE  
IN U.S. ELECTED OFFICE (EO/US) UNDER 35 U.S.C. section 371**

This replies to the Notice of Missing Requirements under 35 U.S.C. section 371 and 37 C.F.R. section 1.495 (FORM PCT/DO/EO/905).

A copy of FORM PCT/DO/EO/905 accompanies this response.

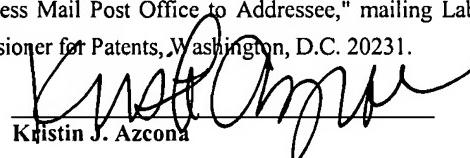
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**CERTIFICATION UNDER 37 C.F.R. section 1.10\***

*(Express Mail label number is mandatory.)*

*(Express Mail certification is optional.)*

I hereby certify that this paper, along with any document referred to, is being deposited with the United States Postal Service on this date March 28, 2002, in an envelope as "Express Mail Post Office to Addressee," mailing Label Number EL722859740US, addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.



Kristin J. Azcona

**WARNING:** *Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. section 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.*

**\*WARNING:** *Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. section 1.10(b).  
Since the filing of correspondence under [section] 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.*

## **DECLARATION OR OATH**

- I.** No original declaration or oath was filed. Enclosed is the original declaration or oath for this application.

## **FEES**

**II.**

1. Surcharge fees

Surcharge set forth in 37 C.F.R. section 1.492(e) for accepting  
the declaration later than 30 months after the priority  
date in filing an application in the U.S. as a designated  
office. \$65.00

**Total Fees** \$65.00

## **SMALL ENTITY STATUS**

- III.** Applicant is a small entity.

## **EXTENSION OF TIME**

- IV.** The proceedings herein are for a patent application. Accordingly, the provisions of 37 C.F.R. section 1.136(a) apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

## **TOTAL FEE DUE**

- V.** The total fee due is:

04/03/2002 MALI11 Completion fee(s) \$65.00  
00000058 10019159  
01 FC:254 65.00 OP TOTAL FEE DUE \$65.00

## **PAYMENT OF FEES**

- VI.** Enclosed is a check in the amount of \$65.00

A duplicate of this request is attached.

#### AUTHORIZATION TO CHARGE ADDITIONAL FEES

VII. The Commissioner is hereby authorized to charge the following additional fees that may be required by this paper and during the entire pendency of this application to Account No. 500341.

- \* 37 C.F.R. section 1.492(a)(1), 1.492(a)(4) (filing fees)
- \* 37 C.F.R. section 1.492(b), (c), and (d) (presentation of extra claims)
- \* 37 C.F.R. section 1.17 (application processing fees)
- \* 37 C.F.R. section 1.17(a)(1)-(5) (extension fees pursuant to section 1.136(a))
- \* 37 C.F.R. section 1.492(e) and/or (f) (surcharge fees for filing the declaration and/or an English translation of an international application later than 30 months from the earliest-claimed priority date).

Date: March 27, 2002



Sandra P. Thompson  
Rutan & Tucker, LLP  
611 Anton Blvd., 14th Floor  
Costa Mesa, CA 92626  
USA

**COPY****UNITED STATES PATENT AND TRADEMARK OFFICE**

Commissioner for Patents, Box PCT  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/019,159	Richard McEwan	604.27-US1
INTERNATIONAL APPLICATION NO.		
PCT/US00/08169		
I.A. FILING DATE	PRIORITY DATE	
03/27/2000		
<b>CONFIRMATION NO. 6416</b>		
<b>371 FORMALITIES LETTER</b>		
 *OC000000007635091*		

Date Mailed: 03/15/2002

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Copy of IPE Report
- Copy of the International Application
- Copy of the International Search Report
- Request for Immediate Examination
- Small Entity Statement

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

**SUMMARY OF FEES DUE:**

**COPY**

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice MUST be returned with the response.*

VONDA M WALLACE

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Telephone: (703) 305-3736

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/019,159	PCT/US00/08169	604.27-US1

FORM PCT/DO/EO/905 (371 Formalities Notice)